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Practitioner's Docket No. NAI1P351/01.012.01

JUL 21 2005

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: **Mark J. McArdle et al.**

Application No.: 09/900,002

Group No.: 2143

Filed: July 5, 2001

Examiner: Pwu, J.

For: **CONTROL OF INTERACTION BETWEEN CLIENT COMPUTER APPLICATIONS AND NETWORK RESOURCES**

**Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES
(37 C.F.R. § 41.31)**

Applicant hereby appeals to the Board from the decision of the Primary Examiner, mailed May 12, 2005, for a second time rejecting claims 1-29.

1. STATUS OF APPLICANT

This application is on behalf of other than a small entity.

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CERTIFICATION UNDER 37 C.F.R. ' ' 1.8(a) and 1.10*
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37 C.F.R. § 1.8(a)

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facsimile transmitted to the Patent and Trademark Office, (571) 273-8300.

Date: 7/21/2005


Signature

Erica L. Farlow

(type or print name of person certifying)

* Only the date of filing (' 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under ' 1.8 continues to be taken into account in determining timeliness. See ' 1.703(f). Consider "Express Mail Post Office to Addressee" (' 1.10) or facsimile transmission (' 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

07/22/2005 KBE/EMH 00000001 09900002

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Notice of Appeal from the Primary Examiner to Board--page 1 of 2

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Date:	July 21, 2005	Phone Number	Fax Number
To:	(571) 273-8300		
From:	Kevin J. Zilka		

Docket No.: NAIIP351/01.012.01

App. No: 09/900,002

Total Number of Pages Being Transmitted, Including Cover Sheet: 05

Message:

Please deliver to Examiner Pwu.

Thank you,

Kevin J. Zilka

Original to follow Via Regular Mail Original will Not be Sent Original will follow Via Overnight Courier

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July 21, 2005

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. § 41.20(b)(1), the fee for filing the Appeal Brief is:

Other than a small entity	\$500.00
Notice of Appeal fee due	\$500.00

3. EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 C.F.R.1.136 apply.

Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

4. TOTAL FEE DUE

The total fee due is:

Notice of Appeal fee	\$500.00
TOTAL FEE DUE	\$500.00

5. FEE PAYMENT

Authorization is hereby made to charge the amount of \$500.00 to Deposit Account No. 50-1351 (Order No. NAIIP351).

Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

A duplicate of this transmittal is attached.

6. FEE DEFICIENCY

If any additional extension and/or fee is required, and if any additional fee for claims is required, charge Deposit Account No. 50-1351 (Order No. NAIIP351)

Reg. No.: 41,429
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Signature of Practitioner
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